

03.01.2024

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Ct. No. 29

S.D.

REJECTED

C.R.M.(A) 5711 of 2023

In Re:- An application for anticipatory bail under Section 438 of the Code of Criminal Procedure in connection with **Hili** Police Station Case No. **229** of **2023** dated **19.11.2023** under Sections 21(c)/22(c)/23 (c)/27A of the NDPS Act.

And
In Re : Rashu Sarkar @ Rasu Sarkar
..... petitioner
Mr. Kaushik Chaudhury
Ms. Busra Khatun
.....for the petitioner
Mr. Madhusudan Sur
Mr. Shashanka Shekhar Saha
.....for the State

Two neighbours implicate the petitioner in the dealing of Drugs.

Commercial quantity of Narcotics was seized from the co-accused.

In view of the materials presently available, at the anticipatory bail stage, we are unable to return a finding that the petitioner is able to overcome the restrictions under Section 37 of the N.D.P.S. Act, 1985.

In such circumstances, prayer for anticipatory bail of the petitioner is rejected and the application being CRM (A) 5711 of 2023 is dismissed.

(Debangsu Basak, J.)

(Md. Shabbar Rashidi, J.)

